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Attorney Docket No. 38-21(52949)B

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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I hereby certify that this paper is being submitted in the United States Patent & Trademark Office via the EFS-Web on this 14th day of March, 2011.

/Timothy K. Ball/

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| In re application of: | Judith C. Donovan et al.) | | |
| PCT Application No.: | PCT/US2004/042611 |) | Examiner: Anne R. Kubelik |
| IA Filing Date: | December 14, 2004 |) | |
| | |) | |
| 371 Application No.: | 10/581,763 |) | |
| 371 Filing Date: | August 7, 2007 |) | |
| | |) | Art Unit No.: 1638 |
| | |) | |
| For: | SECRETED INSECTICIDAL PROTEIN AND |) | CONF. NO.: 6571 |
| | GENE COMPOSITIONS FROM BACILLUS |) | |
| | THURINGIENSIS AND USES THEREFOR |) | |

Commissioner for Patents
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Reply to Official Action Mailed March 3, 2010

This paper is filed in reply to the Official Action mailed March 3, 2010. The prior status of this matter subsequent to the mailing of the Official Action can be summarized as follows: The applicant responded with the petition for extension of time for three months and payment of the requisite fee at five months on August 13, 2010, and on the same date, submitted a Notice of Appeal with payment of the appropriate fee. The Notice of Appeal provided the Applicant with two months without fee to submit an appeal brief, and for an additional five months extension with which to submit an appeal brief or to reply to the Official Action. This paper is therefore filed in reply to the Official Action along with a petition for a five months extension of time and authorization for the Office to deduct the requisite fees from the applicants' deposit account, 13-4125. Thus, it is believed that this paper is timely filed.